



UNIVERSITY OF TORONTO
FACULTY OF LAW

ABORIGINAL PEOPLES AND CANADIAN CRIMINAL JUSTICE

LAW 477H1F

UNIVERSITY OF TORONTO, FACULTY OF LAW

2011-2012 Academic Year

Instructor: Katherine Hensel

CASEBOOK
(VOLUME 1 OF 2)

ABORIGINAL PEOPLES AND CANADIAN CRIMINAL JUSTICE

LAW 477H1F

UNIVERSITY OF TORONTO, FACULTY OF LAW

2011-2012 Academic Year

Instructor: Katherine Hensel

CASEBOOK

(VOLUME 1 OF 2)



ABORIGINAL PEOPLES AND CANADIAN CRIMINAL JUSTICE
LAW 477H1F

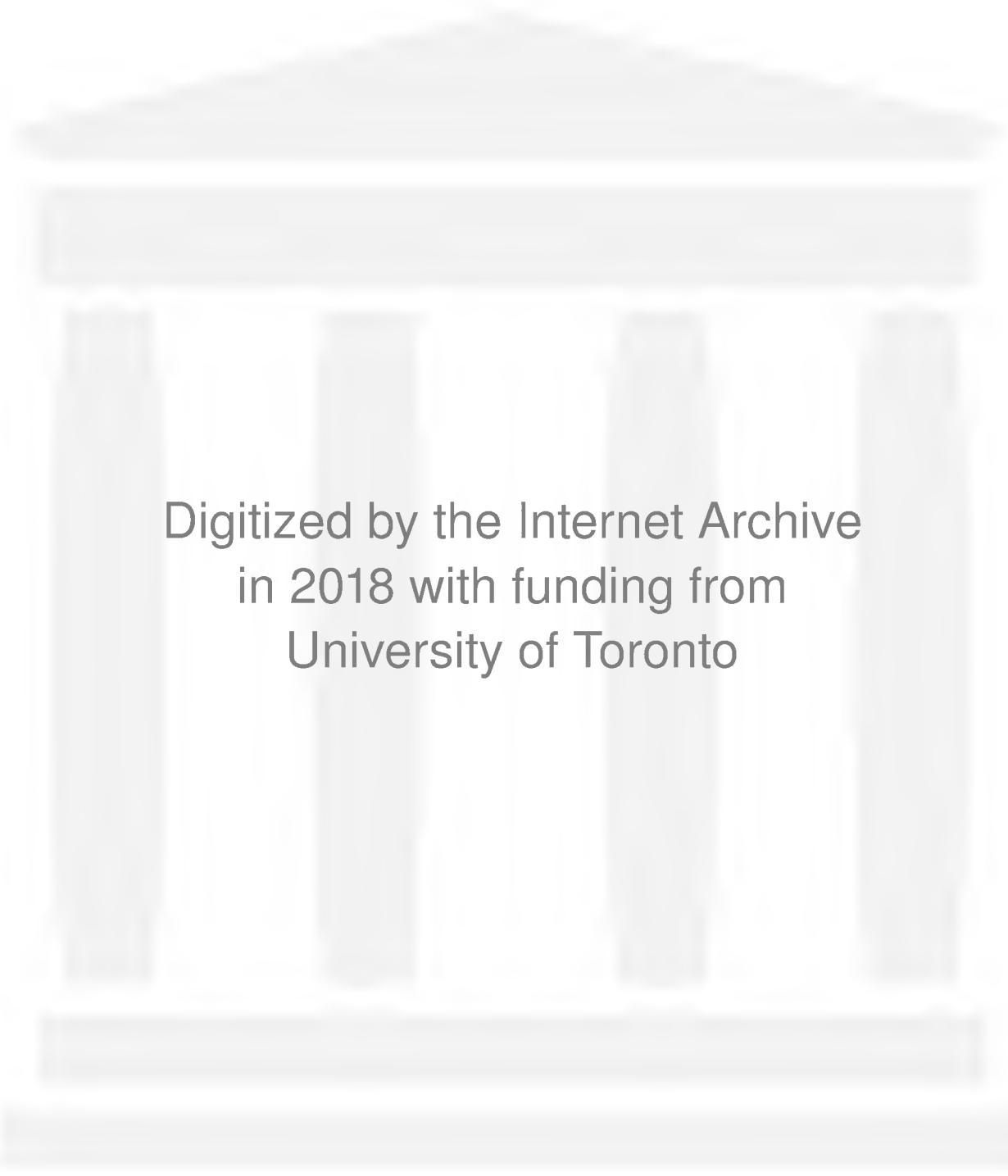
UNIVERSITY OF TORONTO, FACULTY OF LAW
2011-2012 Academic Year
Instructor: Katherine Hensel

CASEBOOK

VOLUME I:

1.	Manitoba Justice Inquiry, <i>Chapter 1: The Inquiry and the Issues: The Justice and System and Aboriginal People</i>	1-13
2.	Royal Commission on Aboriginal Peoples, Preface and Introduction, from <i>Bridging the Cultural Divide: A Report on Aboriginal People and Criminal Justice in Canada</i>	14-23
3.	<i>R. v. Gladue</i> (1999), 133 C.C.C. (3d) 385 (S.C.C.)	24-81
4.	Royal Commission on Aboriginal Peoples: Chapter 1: Aboriginal Concepts of Law and Justice – the Historical Realities, from <i>Bridging the Cultural Divide</i>	82-92
5.	Darlene Johnston, “Aboriginal Traditions of Tolerance and Reparation”, from <i>Le devoir de mémoire et les politiques du pardon</i> (Presses de l’Université du Québec, 2005).	93-105
6	Manitoba Justice Inquiry, <i>Chapter 3: An Historical Overview</i>	106-135
7.	Ipperwash Inquiry: Volume 1 – Executive Summary	136-212
8.	Ipperwash Inquiry: Volume 2 – Executive Summary	213-227
9.	Stonechild Inquiry: Part 5: Overview of the Evidence	228-245
10.	<i>R. v. Marshall</i> , [1999] S.C.J. No. 55	246-288
11.	<i>R. v. Marshall</i> , [1999] S.C.J. No. 66	289-308

30.	<i>R. v. Jararuse</i> , [2001] N.J. No. 431 (Nfld. & Lab. Prov. Ct)	786-799
31.	<i>R. v. Proulx</i> , [2001] 1 S.C.R.	800-849
32.	<i>R. v. Collins</i> , 2011 ONCA 182	850-869
33.	<i>R. v. Ladue</i> , 2011 BCCA 101	870-907
34.	J. Rudin, "Aboriginal Peoples and the Criminal Justice System"	908-979
35.	M.E. Turpel-Lafond, "Sentencing within a restorative justice paradigm: Procedural Implications of <i>R. v. Gladue</i> " (1999) 43 Crim. L.Q. 34	980-997
36.	<i>R. v. Moses</i> (1992), 11 C.R. (4 th) 357, 71 C.C.C. (3d) 347, [1992] 3 C.N.L.R. 116 (Y.T. Terr. Ct.)	998-1031
37.	<i>P.(C.)</i> , [1995] Y.J. No. 186 (Terr.Ct.)	1032-1043
38.	<i>R. v. Munson</i> (2001), 214 Sask. R. 262, [2002] 1 C.N.L.R. 323	1044-1051
39.	<i>R. v. Morin</i> (1995), 101 C.C.C. (3d) 124, 42 C.R. (4 th) 339, 134 Sask. R. 12, [1995] 9 W.W.R. 696 (Sask. C.A.)	1052-1095
40.	<i>R. v. Manuel</i> , 2007 BCCA 178 (CanLII)	1096-1101
41.	<i>R. v. Tuglavina</i> , 2011 NLCA 13	1102-1125
42.	<i>Henco Industries Ltd. v. Haudenosaunee Six Nations Confederacy Council</i> (2006), 82 O.R. (3d) 338 • (2006), 273 D.L.R. (4th) 284	1126-1135
43.	<i>Platinex Inc. v. Kitchenuhmaykoosib Inniniuwug First Nation</i> , 2008 ONCA 533	1136-1139
44.	Gordon Christine, "Culture, Self-Determination and Colonialism: Issues Around the Revitalization of Indigenous Legal Traditions", in <i>Indigenous Law Journal</i> , Fall 2007, Vol. 6, No. 1	1140-1153
45.	<i>R. v. Silversmith</i> , [2008] O.J. No. 4646 (Ont. S.C.J.)	1154-1163



Digitized by the Internet Archive
in 2018 with funding from
University of Toronto

https://archive.org/details/aboriginalpeople01hens_0

